

SIXTEENTH DAY

(Wednesday, February 7, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bracewell	Moore
Bullock	Nokes
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Strauss
Fuller	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert
Lock	

Absent

Hazlewood

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday, was dispensed with and the Journal was approved.

Leaves of Absence

Senator Hardeman was granted leave of absence for today and the remainder of the week on account of important business on motion of Senator Russell.

Senator Shofner was granted leave of absence for today on account of important business on motion of Senator Bracewell.

Senator Kelly of Tarrant was granted leave of absence for today on account of important business, on motion of Senator Fuller.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to H. C. R. No. 16 by viva voce vote.

H. B. No. 14, A bill to be entitled "An Act providing for compensation counsel appointed pursuant to law to defend persons in criminal cases, providing for the payment of such compensation, and declaring an emergency."

H. J. R. No. 2, Amending Article III, Section 49-b of the Constitution of the State of Texas authorizing the issuance of Seventy-five Million Dollars of bonds in addition to Bonds already issued by the Veterans' Land Board to provide money for the Veterans' Land Fund; providing for an election and the issuance of a proclamation therefor.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

House Bill and Resolution on First Reading

The following bill and resolution received from the House today, were read first time and referred to the committees indicated:

H. B. No. 14—To Committee on Criminal Jurisprudence.

H. J. R. No. 2—To Committee on Constitutional Amendments.

Reports of Standing Committees

Senator Aikin submitted the following reports:

Austin, Texas,

February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 44, have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 56, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 10, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Wagonseller submitted the following report:

Austin, Texas,
February 7, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred S. B. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed, but not otherwise printed.

WAGONSELLER, Chairman.

Senator Lane submitted the following reports:

Austin, Texas,
February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 34, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed, and not otherwise printed.

LANE, Vice-Chairman.

Austin, Texas,
February 6, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 95, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendment, and be mimeographed, and not otherwise printed.

LANE, Vice-Chairman.

Senator Ashley submitted the following report:

Austin, Texas,
February 7, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 7, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be mimeographed.

ASHLEY, Chairman.

Senator Tynan submitted the following reports:

Austin, Texas,
February 7, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 61, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be mimeographed but not otherwise printed.

TYNAN, Chairman.

Austin, Texas,
February 7, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 54, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be mimeographed but not otherwise printed.

TYNAN, Chairman.

Senate Bills on First Reading

The following bills were introduced,

read severally first time and referred to the committees indicated:

By Senator Fuller:

S. B. No. 176, A bill to be entitled "An Act making it a misdemeanor to print for sale or distribution, or to circulate, distribute, publish or offer for sale, any letter, paper, document, notice of intent to bring suit, or other notice or demand, which simulates a form of court or legal process; prescribing penalties; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Fuller:

S. B. No. 177, A bill to be entitled "An Act making it unlawful to send or deliver or cause to be sent or delivered any letter, paper, document, notice of intent to bring suit, or other notice or demand, which simulates a form of court or legal process, with intent to lead the recipient or sendee to believe the same to be genuine, for the purpose of obtaining any money or thing of value; prescribing penalties; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator McDonald:

S. B. No. 178, A bill to be entitled "An Act making it unlawful to negligently set on fire, or cause to be set on fire any woods, forest, cut over, brush, range, or grassland belonging to another, or to set on fire any woods, forest, cut over, brush, range, or grassland belonging to himself and allowing such fire to spread to the property of another; prescribing a penalty necessary and incident thereto; repealing all laws in conflict herewith, and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator McDonald:

S. B. No. 179, A bill to be entitled "An Act making it unlawful to wilfully set on fire, cause to be set on fire, or attempt to set on fire any woods, forest, cut over, brush, range, or grassland belonging to another; prescribing a penalty necessary and incident thereto; repealing all laws in conflict herewith, and declaring an emergency."

To Committee on Criminal Jurisprudence.

By Senator Parkhouse:

S. B. No. 180, A bill to be entitled "An Act amending Article 5526 of the Revised Statutes of Texas, 1925, to provide a two-year limitation in connection with suits involving freight charges on property transported by common carriers within the State of Texas, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Kelley of Hidalgo:

S. B. No. 181, A bill to be entitled "An Act amending Section 106, Article 6701d being the uniform act regulating traffic on highways so as to exempt from this section vehicles used in the actual harvesting and transporting of perishable fresh fruits or vegetables from the fields to a packing or processing plant; and declaring an emergency."

To Committee on State Highways and Motor Traffic.

By Senator Lock:

S. B. No. 182, A bill to be entitled "An Act authorizing the Director of the Texas Forest Service to establish zones of infestation and infection for the purpose of the control of forest tree insects and disease; providing for notice of the establishment of zones of infestation; authorizing the Director of the Texas Forest Service and his agents to go upon the land within zones of infestation and suppress, eradicate and destroy the insects or disease; providing that the State of Texas, the Director of the Texas Forest Service and his agents shall not be liable for any damages resulting from treating infested areas; and declaring an emergency."

To Committee on State Affairs.

By Senator Russell:

S. B. No. 183, A bill to be entitled "An Act amending Section 69, Article VII of Senate Bill 172, Chapter 421, Acts of the Fiftieth Legislature, Regular Session, 1947, being the Uniform Act Regulating Traffic on Highways so as to require that certain vehicles be equipped with signal lamps or mechanical signal devices; requiring the giving of stop or turn signals by a signal lamp or lamps or mechanical signal devices approved by the Texas Department of Public Safety in the operation of certain motor vehicles or motor vehicle com-

binations under certain conditions; and declaring an emergency."

To Committee on State Highways and Motor Traffic.

Senate Concurrent Resolution 17

Senator Parkhouse offered the following resolution:

S. C. R. No. 17, Granting R. E. Garber permission to sue the State.

Whereas, On the 24th day of January, 1951, R. E. Garber, who resides at 2824 Amherst Street in the City of University Park, Dallas County, Texas, was involved in an automobile upset by reason of an unguarded ditch left upon a public highway by employees of the Highway Department of the State of Texas, receiving serious injuries requiring expensive medical and hospital services as well as damages to his automobile; and

Whereas, Said ditch across said public highway was there placed by agents of the State of Texas, to-wit: employees of the State Highway Department, who were then and there negligent in leaving said ditch across the public highway unprotected and without barricades; and

Whereas, The said R. E. Garber, desires to bring suit against the State of Texas for damages sustained by reason of said accident; now, therefore, be it

Resolved, By the House of Representatives of the State of Texas, the Senate of the State of Texas concurring, that R. E. Garber be and he is hereby granted permission to bring suit in any court in Dallas County, Texas, having jurisdiction of the amount in controversy against the State of Texas and/or, the Highway Department of the State of Texas, to determine whether the injuries and damages suffered by the said R. E. Garber were due to the negligence of the employees of the State of Texas and/or the Highway Department of the State of Texas, and to determine fully the amount of damages, if any, occasioned by the injuries to the said R. E. Garber, directly and proximately resulted from such negligence of the employees of the State of Texas and/or the Highway Department of the State of Texas; and, be it further

Resolved, That service of citation and/or all other necessary processes may be had upon the Governor of the State of Texas or the Attorney General of the State of Texas at Austin, Texas, and that said suit to be tried

under the same rules of law, liability, and evidence and in like manner as similar suits instituted against private corporations are tried.

It Is Further Resolved, That no admission of liability of the State is made by this resolution, and the facts as set out herein must be proven in court.

The resolution was read and was referred to Committee on State Affairs.

Senate Resolution 35

Senator Hudson offered the following resolution:

Whereas, Mrs. Monte Kirkland and the High School Civics Class of the Rocksprings High School, Rocksprings, Texas, are visitors in the Capitol today; and

Whereas, The above Class has shown their desire to learn of the functions of their State Government so that upon reaching the age of voting they can intelligently participate; and

Whereas, The Senate of the State of Texas appreciates the interest shown by these students and their sponsor by making this trip to Austin; and now, therefore, be it

Resolved, By the Senate of the State of Texas that we extend the privileges of the floor to these students, and that a copy of this resolution, under the seal of the Senate, be forwarded to each member of the Class as evidence of this recognition.

The resolution was read and was adopted.

Bill Ordered Not Printed

On motion of Senator Strauss, and by unanimous consent, House Bill No. 10 was ordered not printed.

House Bill 10 on Second Reading

Senator Strauss moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 10 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Carter
Ashley	Colson
Bell	Corbin
Bracewell	Fuller
Bullock	Hazlewood
Carney	Hudson

Kelley of Hidalgo	Parkhouse
Lane	Phillips
Lock	Russell
Martin	Strauss
McDonald	Tynan
Moffett	Vick
Moore	Wagonseller
Nokes	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 10, A bill to be entitled "An Act authorizing Boards of School Trustees in municipal school districts to contract with county assessors and collectors of taxes to assess and collect school taxes for such municipal school districts, providing for payment of such service when rendered by such assessors and collectors, providing for method of notifying assessors and collectors of the desires of School Boards in such districts, providing the method of making remittance of such taxes as are collected by said collectors, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 10 on Third Reading

Senator Strauss moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 10 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

Senate Bill 123 on Second Reading

Senator Bell moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 123 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 123, A bill to be entitled "An Act enlarging Drainage District

No. 8 of Jackson County, Texas; setting forth its boundaries as enlarged; creating and establishing said District as enlarged for the purposes for which it was created as set forth in the order of the Commissioners' Court of Jackson County; defining the rights, powers and privileges of District as enlarged; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 123 on Third Reading

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 123 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

Senate Bill 147 on Second Reading

On motion of Senator Bell, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 147, A bill to be entitled "An Act validating the creation of Road District Number 4-B, of Atascosa County, Texas; validating the election held on February 3, 1951, authorizing the issuance of road bonds; authorizing the issuance of road bonds of Road District Number 4-B without the necessity of compensating other road districts overlapped in part by Road District Number 4-B; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 147 on Third Reading

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 147 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

Senate Bill 42 on Second Reading

Senator Moffett moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 42 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 42, A bill to be entitled "An Act amending Paragraph 1 of Article 1716, Chapter 12, Title 19, of the Penal Code of the State of Texas, 1925, relating to commercial fertilizer; defining certain terms; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 42 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 42 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Lane	Weinert

Absent—Excused

Hardeman	Shofner
Kelly of Tarrant	

(Senator Weinert in the chair.)

Senate Concurrent Resolution 7 on Second Reading

Senator Ashley moved that Section 5 of Article III of the State Consti-

tution be suspended and that S. C. R. No. 7 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Hardeman Shofner

The presiding officer laid before the Senate on its second reading and passage to engrossment:

S. C. R. No. 7, Granting John T. Higgins permission to sue the State.

The resolution was read second time and was passed to engrossment.

Senate Concurrent Resolution 7 on Third Reading

Senator Ashley moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that S. C. R. No. 7 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Hardeman Shofner

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Hardeman Shofner

Senate Bill 126 on Second Reading

Senator Fuller moved that Senate Rule 116 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 126 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Hardeman Shofner

The presiding officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 126, A bill to be entitled "An Act enabling the Commissioners' Courts of the Counties having a population of 40,083 or more inhabitants according to the last preceding Federal census, and containing therein a city of 21,000 or more inhabitants according to the last preceding Federal census, and in which counties the County Attorney performs the duties of the District Attorney, to authorize the County Attorney to employ one investigator and granting to the Commissioners' Court of such counties the authority to fix the salary of such investigator at any sum not less than Twenty-four Hundred (\$2,400.00) Dollars per year and not more than Thirty-six Hundred (\$3,600.00) Dollars per year, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 126 on Third Reading

Senator Fuller moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 126 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

Absent—Excused

Hardeman	Shofner
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Bell
Ashley	Bracewell

Bullock	McDonald
Carney	Moffett
Carter	Moore
Colson	Nokes
Corbin	Parkhouse
Fuller	Phillips
Hazlewood	Russell
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	Wagonseller
Lock	Weinert
Martin	

Absent—Excused

Hardeman	Shofner
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Executive Session

On motion of Senator Lane, and by unanimous consent, the Senate agreed to hold an executive session at 11:30 o'clock a. m. today.

Accordingly the presiding officer directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session, the Secretary informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be District Attorney for the 119th Judicial District to fill the unexpired term of O'Neal Dendy, resigned:

W. E. (Bill) Hall of San Angelo, Tom Green County.

To be Presiding Judge of the Sixth Administrative Judicial District, to fill vacancy created by death of Judge Ballard Coldwell:

Roger Thurmond of Del Rio, Val Verde County.

To be members of the Texas Prison Board for six-year term to expire February 2, 1957:

Henry S. Paulus of Yoakum, Lavaca County;

French M. Robertson of Abilene, Taylor County;

B. A. Stufflebeme of Grand Prairie, Dallas County.

To be Commissioner to the National Conference on Uniform State Laws to fill unexpired term of Julius

C. Jacobs, resigned, term to expire July 7, 1953:

Charles T. McCormick of Austin, Travis County.

To be members of the Board of Regents of the University of Texas for six-year terms to expire January 10, 1957:

Claude W. Voyles of Austin, Travis County;

Dr. L. S. Oates of Center, Shelby County;

Tom Sealy of Midland, Midland County.

To be members of the Board of Directors of Texas Technological College for six-year terms to expire February 19, 1957:

Charles C. Thompson of Colorado City, Mitchell County;

Tom F. Abbott of Fort Worth, Tarrant County;

George E. Benson of Lubbock, Lubbock County.

To be members of the Board of Regents, Texas State Teachers College for six-year terms to expire January 10, 1957:

William L. Kerr of Midland, Midland County;

Charles P. McGaha of Wichita Falls, Wichita County;

John C. Calhoun of Corsicana, Navarro County.

To be members of the Board of Directors of Texas A. & M. College for six-year terms to expire January 10, 1957:

James W. Witherspoon of Hereford, Deaf Smith County;

Bob Allen of Raymondville, Wilbacy County.

To be members of the Board of Regents of Texas State College for Women for six-year terms to expire January 10, 1957:

Carl Runge of San Angelo, Tom Green County;

Mrs. Edgar (Edith Alderman) Deen of Fort Worth, Tarrant County;

Mrs. Charles F. Ashcroft of Sulphur Springs, Hopkins County.

To be members of the Board of Directors, Texas State University for Negroes:

To fill unexpired term of Charles K. Devall, resigned, term to expire

February 1, 1955: Dr. H. D. Bruce of Marshall, Harrison County;

To fill unexpired term of Major T. Bell, resigned, term to expire February 1, 1951: Spurgeon Bell of Houston, Harris County.

To be Branch Pilots for Port Aransas Bar, Corpus Christi Bay and tributaries:

For two-year terms to expire April 13, 1952: Clyde W. Armstrong of Nueces County; Albert A. Walker of Nueces County;

For two-year terms to expire June 15, 1952: John Frederick Mathisen of Nueces County; Virgil Thomas Lindley of Nueces County;

For two-year term to expire August 30, 1952: Gilbert S. Spinney of Nueces County;

For two-year term to expire August 12, 1952: Max J. Luther, Jr., of Nueces County.

To be Branch Pilots for the Port of Galveston and Texas City:

For two-year term to expire September 10, 1952: Kent O. Barton of Galveston County;

For two-year term to expire October 16, 1952: Giles W. Hatch of Galveston County.

To be Branch Pilot for the Port Isabel-San Benito Navigation District, Brazos de Santiago and Harbor and Rio Grande Bar:

For two-year term to expire June 14, 1952: Stanley E. Ridley of Cameron County.

To be Branch Pilots for Brazos-Santiago Pass, Bar and Tributaries for two-year terms to expire January 1, 1953:

Joseph A. Kelly of Cameron County;

Aubrey Dodge Shaw of Cameron County.

To be Branch Pilots for Galveston Bar and Houston Ship Channel:

For two-year terms to expire March 15, 1952: A. S. Borup of Harris County; C. W. Burlison of Harris County; F. A. Parker of Harris County; J. E. Rowland of Harris County;

For two-year term to expire January 26, 1952: Lewis Bennett of Harris County;

For two-year term to expire March 23, 1952: Michael F. Russell of Harris County;

For two-year terms to expire August 23, 1952: Leo Skinner of Harris County; Chas. O'Brien of Harris County;

For two-year term to expire December 14, 1952: I. E. Wicker of Harris County;

For two-year term to expire January 11, 1953: C. W. Barfield of Harris County.

To be Branch Pilots for Sabine Bar, Pass and Tributaries for two-year terms:

To expire March 8, 1952: F. D. French of Jefferson County;

To expire April 26, 1952: Carlyle J. Plummer of Jefferson County; A. N. Dillon of Jefferson County;

To expire March 25, 1952: Edgar Woodhouse of Jefferson County;

To expire December 13, 1952: Ollie E. Moore of Jefferson County; A. M. Castle, Jr., of Jefferson County; W. M. Carroll of Jefferson County; Surrey B. Ellis of Jefferson County; William F. Freedeman of Jefferson County; James R. Livingston of Jefferson County; Howard C. Plummer of Jefferson County; Victor E. Sanford of Jefferson County; L. S. Tibbetts of Jefferson County; T. I. Truitt of Jefferson County.

To be members of the Advisory Board of the Texas State Guard Reserve Corps:

Lt. General Preston A. Weatherred of Dallas, Dallas County;

Major General Albert Sidney Johnson of Dallas, Dallas County;

Major General H. Miller Ainsworth of Luling, Caldwell County;

Major General J. Watt Page of Austin, Travis County;

Major General Isaac S. Ashburn of Austin, Travis County;

Major General Raymond Phelps of San Antonio, Bexar County;

Brigadier General Lloyd M. Bentzen of Mission, Hidalgo County;

Brigadier General Allen D. Rooke of Woodsboro, Refugio County;

Brigadier General Edward D. Konken of Houston, Harris County;

Colonel Charles O. Betts of Austin, Travis County.

In Legislative Session

The President pro tempore called the Senate to order as in Legislative Session at 11:45 o'clock a. m.

Resolutions Signed

The President pro tempore announced the signing in the presence of the Senate, after the captions had been read, the following enrolled resolutions:

H. C. R. No. 16, Setting aside and appropriating to the Criminal Codes Committee, out of the contingent expense accounts of both the Senate and the House equal amounts of money for the purpose of concluding its labors and submitting to the Legislature its final report.

H. C. R. No. 22, Commending the Honorable Sam Rayburn on the occasion of his 3,057th day as Speaker of the House of Representatives of the United States.

Adjournment

On motion of Senator Phillips, the Senate at 11:50 o'clock a. m. adjourned until 10:30 o'clock a. m. tomorrow.

In Memory of
Mrs. Bessie Belle Horne

Senator Phillips offered the following resolution:

(Senate Resolution 32)

Whereas, God in His infinite wisdom called from this life Mrs. Bessie Belle Horne, executive vice-president of the City National Bank; and

Whereas, Mrs. Horne was a resident of Galveston, Galveston County, Texas, for more than thirty years; and

Whereas, She was active in the affairs of the First Methodist Church and other civic and social organizations of Galveston; and

Whereas, The death of Bessie Belle Horne brought sorrow to her many friends, especially in Galveston; and

Whereas, It is the desire of the Senate to pay tribute to the memory of Bessie Belle Horne and to extend our sincere sympathy to the surviving members of her family, her husband, A. A. Horne, and three sisters, Mrs. A. M. Speigel of Taylor; Mrs. Jim H. Dougherty of Waller, and Mrs. A. F. Mattoon of Whipple, Arizona; now, therefore, be it

Resolved, By the Senate of Texas, That a copy of this resolution be sent to each member of her family, that a page in the Senate Journal be set aside in her memory, and that when the Senate adjourns today it do so in memory of Bessie Belle Horne.

PHILLIPS

The resolution was read and was adopted.

In Memory of
Mr. Charles Armstead Keenan

Senator Phillips offered the following resolution:

(Senate Resolution 33)

Whereas, Our Almighty God called from his earthly existence Mr. Charles Armstead Keenan, former mayor of Galveston and a direct descendant of James Monroe, fourth president of the United States; and

Whereas, Charles Armstead Keenan's passing, at the age of seventy-four, ended a full and outstanding life of service as a leader in his community and the City of Galveston; and

Whereas, He was the son of Charles Granderson Keenan and grandson of Dr. Charles Granderson Keenan, Sr., former speaker of the House of Representatives of Texas; and

Whereas, He was a native Texan, being born at Huntsville, Texas, and moving to Galveston, Texas, in 1880; and

Whereas, During his life in Galveston he was at one time manager of the Texas Lamp and Oil Company and later became the first manager of the Gulf Oil Corporation; and

Whereas, Charles Armstead Keenan married Miss Dorothy Wassam, daughter of Dr. Mariam A. Wassam of Galveston, and together in happy partnership created a respected and honorable position acknowledged by all who know them; and

Whereas, The success of this outstanding citizen was not limited to the fields of business, but extended to his character as an upright and respected man of high principle; and

Whereas, He was a member of Harmony Lodge No. 6, A. F. & A. N. Scottish Rite bodies and El Mina Shrine Temple and of the First Presbyterian Church; and

Whereas, It is the desire of the Senate of Texas to recognize and pay tribute to the useful life of this distinguished business man and to express sympathy to his family; now, therefore, be it

Resolved, That we express to the members of the family of the deceased our sincere sympathy upon the passing of Charles Armstead Keenan; that a copy of this resolution be mailed to the family of the deceased; that a page in the Senate Journal be set aside in his memory; and that when the Senate adjourns today, they do so in respect to the memory of Charles Armstead Keenan.

PHILLIPS

The resolution was read and was adopted.

In Memory of
Mrs. Juliet Huguen

Senator Fuller offered the following resolution:

(Senate Resolution 34)

Whereas, On the 29th day of January, 1951, the Divine Creator of Man called to her Heavenly reward Mrs. Juliet Huguen; and

Whereas, Mrs. Huguen's untimely passing ended a fruitful life of service to her community and to the City of Port Arthur and to the entire South; and

Whereas, Mrs. Huguen was a native of Anna, Illinois, taking up residence in Port Arthur in 1899, where her life has been closely entwined with the growth and development of that city and the surrounding area; and

Whereas, This outstanding citizen, together with her husband, the late Thomas W. Huguen, having no children of their own and having travelled extensively, came to realize the great need for helping under-privileged and handicapped children. After working for approximately 40 years in an effort to arouse civic interest in this direction, Mr. and Mrs. Huguen donated the land for the erection of a school for crippled children in 1936, and businessmen of that area donated materials and craftsmen contributed their services, and in one day the school building was erected, this school now being known as the Thomas W. Huguen School for Crippled Children. This is the building used today with the addition of a new modern dormitory which has recently been added. Both Mr. and Mrs. Huguen were vitally interested in this school and were active in the work for crippled children throughout the State.

Whereas, Showing her ardent devotion and vital interest in the welfare of underprivileged and handicapped children, Mrs. Thomas W. Huguen created a trust fund, consisting of one-half her entire estate, for the Thomas W. Huguen School for Crippled Children.

Whereas, No one person has ever been more vitally interested in the welfare of the unfortunate, or played a more important role as their benefactress, through her persistent efforts and fine personality, than Mrs. Huguen.

Whereas, It is the desire of the Senate of Texas to recognize and pay fitting tribute to the life of this useful and beloved Texan, Mrs. Juliet Huguen, and to express sympathy to those lamenting her passing; now, therefore, be it

Resolved, By the Senate of Texas, that the loss of this valuable citizen is a loss to the City of Port Arthur and to the entire State; and that a copy of this resolution be sent to the sole surviving relative of Mrs. Huguen, Mrs. Russell L. Dillow, a niece, and to the members of the Board of Directors of the Thomas W. Huguen School for Crippled Children as a tribute to her life; and be it further

Resolved, That when the Senate adjourns today, it do so in respect to the memory of Mrs. Juliet Huguen.

FULLER

The resolution was read and was adopted.